

#131 reg for  
OFFICE OF FINANCE  
REFUND BRANCH  
11-28-23

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

US PATENT & TRADEMARK  
OFFICE

In re Application of: Shah et al.  
Application No: 09/844,700  
Filing Date: April 27, 2001  
Examiner: Not Yet Assigned  
Group Art No: 2171  
Attorney Docket Number: 68110328.710  
For: Aggregate Navigation System

Via Facsimile 703/308-5077  
Mail Stop 16  
Commissioner of Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

**REQUEST FOR FEE REFUND**

Dear Sir:

Applicants hereby request a request a refund for electronic payment of an Information Disclosure Statement and state as follows:

1. On May 29, 2003, Applicants electronically filed an Information Disclosure Statement in the above-identified patent application pursuant to 37 CFR §1.97(b) as evidenced by the electronic Acknowledgement Receipt attached as Exhibit 1.

2. 37 CFR §1.97(b) states:

An information disclosure statement shall be considered by the Office if filed by the applicant within any one of the following time periods:

(1) Within three months of the filing date of a national application other than a continued prosecution application under §1.53(d);

(2) Within three months of the date of entry of the national stage as set

U.S. Patent Application No. 09/844,700  
Attorney Docket No.: 68110328.710

forth in §1.491 in an international application;

(3) Before the mailing of a first Office action on the merits; or

(4) Before the mailing of a first Office action after the filing of a request for continued examination under §1.114.

3. No fee is required under 37 CFR §1.97(b).
4. No Office action has been mailed in this application as evidenced by the File Contents History attached as Exhibit 2.

5. At the time the electronic submission was filed, the ePAVE program would not accept the validation of the submission without the submission of fee information. Applicants submitted Deposit Account Information including the following comments:

This Information Disclosure Statement is being filed electronically *prior to the receipt of the first office action*. Applicants do not believe that any fees are due at this time. Applicants believe that the fee in the amount of \$180 being charged for this electronic submission is in error. Applicants respectfully request that this charge be reviewed prior to withdrawal from the deposit account. However, the Commissioner is hereby authorized to withdraw the fee if required.

6. A withdrawal from Deposit Account No. 13-0480 in the amount of \$180 was made on May 29, 2003 as evidenced by the Deposit Account Statement attached as Exhibit 3.

7. The withdrawal in the amount of \$180 from Deposit Account No. 13-0480 was in error as no fee was required for the submission of the Information Disclosure Statement pursuant to 37 CFR 1.97(b)(3).

Applicants respectfully request a refund in the amount of \$180 be credited to Deposit Account 13-0480, Attorney Docket No. 68110328.710. Applicants believe that no fees are required in connection with this filing. However, to the extent that fees are required, the

REQUEST FOR FEE REFUND  
420612v1  
DALLIB1, 458459.1  
6/4/03

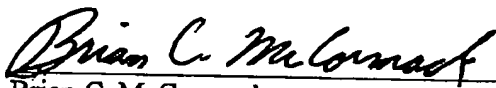
PAGE 2 OF 3

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Attorney Docket No.: 68110328.710

Commissioner is authorized to charge those fees, or credit any overpayment to Account No. 13-0480, Attorney Docket No. 68110328.710.

Should the Examiner have any questions with regard to this refund, a telephone conference with the below-signed attorney of record is respectfully requested.

Respectfully submitted,



Brian C. McCormack  
Reg. No. 36,601

ATTORNEY FOR APPLICANT

Date: June 4, 2003  
BAKER & MCKENZIE  
2001 Ross Avenue, Suite 2300  
Dallas, TX 75201  
214/978-3007  
214/978-3099 fax

PTO/SB/97 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Certificate of Transmission under 37 CFR 1.8**

703/308-5077

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on 6/4/2003

Date

Brian C. McCormack  
Signature

Brian C. McCormack, Reg. No. 36,601

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Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Request for Refund for Application S/N 09/844,700

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Exhibit 1

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ACKNOWLEDGEMENT RECEIPT

Electronic Version 1.1

Stylesheet Version v1.1.1

## Title of Invention

AGGREGATE NAVIGATION SYSTEM

Submission Type:

Information Disclosure Statement

Application Number:

09/844700

EFS ID:

41152

Server Response:

\*09/844700\*

Confirmation Code	Message
ISVR1	Successfully received the submission.
ICON1	9543
ISYS5	Filename= N/A BusinessRule= Validation System/Function Call Information. #Supporting Msg:Server unable to validate the Confirmation/Application numbers at this time. They will be checked by PTO personnel later.

First Named Applicant:

Arun Shah

Attorney Docket Number:

68110328.710

Timestamp:

2003-05-29 12:54:45 EDT

From:

us

File Listing:

Doc. Name	File Name	Size (Bytes)
us-fee-sheet	Brio710-usfees.xml	1555

Exhibit 1

us-fee-sheet	us-fee-sheet.xml	24912
us-fee-sheet	us-fee-sheet.dtd	10901
us-ids	Brio710-usidst.xml	3445
us-ids	us-ids.dtd	7763
us-ids	us-ids.xml	12026
package-data	Brio710-pkda.xml	2909
package-data	package-data.dtd	27025
package-data	us-package-data.xml	19263
Total files size		109799

## Message Digest:

3f470011cb7cb67e7510055861f8abd3339a11bb

## Digital Certificate Holder

cn=Brian Charles McCormack,ou=Registered Attorneys,ou=Patent  
and Trademark Office,ou=Department of Commerce,o=U.S.  
Government,c=US

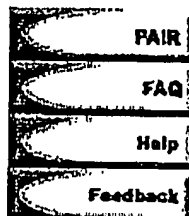
## Name:



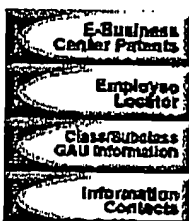
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## PATENT APPLICATION INFORMATION RETRIEVAL



## Other Links



Search results for application number: 09/844,700			
Filing or 371(c) Date:	04-27-2001	Class / Sub Class:	707/002.000
Issue Date of Patent:		Location:	REPOSITORY CENTRAL FILES OVER FOR TC'S 1700, 2100, 2600, 2800 &
Examiner Name:	HWANG, JOON H	Status:	Docketed New Case - Ready for Exa
Group Art Unit:	2172	Attorney Docket Number:	68110328.710
Earliest Publication No:	US 2002-0099692 A1	Patent Number:	
Earliest Publication Date:	07-26-2002	Customer Number:	23562
Confirmation Number:	9543		

Continuity Data

Publication Review

Full-text and Images

File Contents History		
Number	Date	Contents Description
11	05-20-2003	Case Docketed to Examiner in GAU
10	12-23-2002	Information Disclosure Statement (IDS) Filed
9	10-03-2002	Information Disclosure Statement (IDS) Filed
8	09-25-2001	Information Disclosure Statement (IDS) Filed
7	01-27-2002	Case Docketed to Examiner in GAU
6	01-03-2002	Application Dispatched from OIPE
5	12-19-2001	Application Is Now Complete
4	06-25-2001	Incomplete Application under Rule 53(b) - Filing Date Assigned
3	06-22-2001	Correspondence Address Change
2	05-07-2001	Application Scanned
1	04-27-2001	Initial Exam Team nn

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## Deposit Account Statement

Exhibit 3

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PATENT AND  
TRADEMARK OFFICE

**Deposit Account Statement**

<b>Requested Statement Month:</b>	May 2003
<b>Deposit Account Number:</b>	130480
<b>Name:</b>	BAKER & MCKENZIE
<b>Attention:</b>	ATTN: JOHN G FLAIM
<b>Address:</b>	2001 ROSS AVENUE
<b>City:</b>	DALLAS
<b>State:</b>	TX
<b>Zip:</b>	75201

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
05/13	340	PCT/US03/14269	67411811.1074	PCT 1601	\$240.00	\$6,250.00
05/13	341	PCT/US03/14269	67411811.1074	PCT 1602	\$700.00	\$5,550.00
05/13	342	PCT/US03/14269	67411811.1074	PCT 1702	\$476.00	\$5,074.00
05/13	343	PCT/US03/14269	67411811.1074	PCT 1707	\$520.00	\$4,554.00
05/13	344	PCT/US03/14269	67411811.1074	PCT 8007	\$20.00	\$4,534.00
05/15	46	60470158	95121961.208000	2005	\$80.00	\$4,454.00
05/20	4	75932422		6005	\$100.00	\$4,354.00
05/28	48	09844706	68110328.713	1806	\$180.00	\$4,174.00
05/29	12	09837114	68110328.707	1806	\$180.00	\$3,994.00
05/29	35	09844717		1806	\$180.00	\$3,814.00
05/29	36	09844483		1806	\$180.00	\$3,634.00
→ 05/29	37	09844700	68110328.710	1806	\$180.00	\$3,454.00
05/29	38	09844488	68110328.711	1806	\$180.00	\$3,274.00
05/29	45	09844680	68110328.709	1806	\$180.00	\$3,094.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$6,490.00	\$3,396.00	\$ .00	\$3,094.00	

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